

MEMORANDUM OF OIL AND GAS LEASE

BOOK 0708 Page 26041

The undersigned Cindy K. McNier, a single woman

Of RR 4 Box 374, Cameron, WV 26033 317 Pine Ave Moundsville, WV as MP

Lessor and **TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143**, as Lessee, entered into an Oil and Gas Lease

as of the 22 day of May, 20 10. Said lease covers all that certain tract of land situate in the District of Webster, in Marshall

County, State of West Virginia, bounded and described generally as follows:

On the North by: n/f

On the East by: n/f

On the South by: n/f

On the West by: n/f

Tax Parcel No: 15-14-13.1(.33 ac), 15-14-13.2(.47 ac), 15-14-13.3(1.81 ac)

Containing 2.61 acres, more or less, being the same land conveyed by _____ and recorded in the records of said county in Book 651, Page 622.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of the initial primary term of said lease.

Dated: May 22, 20 10.

WITNESS:

LESSOR:
Cindy McNier (SEAL)
Cindy McNier

(SEAL)

(SEAL)

(SEAL)

Approved by:

Joe Bojalad, President
TriEnergy Holdings, LLC

State of West Virginia)
County of MARSHALL)

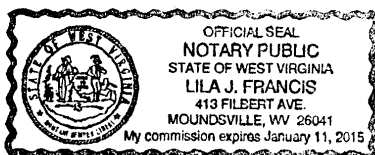
ss:

On the 22 day of May in the year 2010, before me, the undersigned, a Notary Public in and for said state, personally appeared Cindy K. McNier, a single woman, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: Jan 11 2015

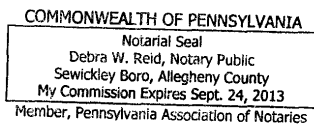
Lila J. Francis
Notary Public



State/Commonwealth of: PennsylvaniaCounty of Allegheny SS:

Before me a Notary Public in and for said county and state personally appeared: Joe
Joseph E. Bojalad,
 the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me
 that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to
 do of said corporation and that the same is the free act and deed of said corporation and of themselves as such
 officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Sewickley, PA this
10th day of August, 2010.

My Commission expires: 9/24/2013

Debra W. Reid
 Notary Public

Jan Pest
 MARSHALL County 01:30:51 PM
 Instrument No 1290397
 Date Recorded 08/13/2010
 Document Type O&G
 Pages Recorded 2
 Book-Page 706-319
 Recording Fee \$5.00
 Additional \$6.00

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing
 date on the 27th day of May, 2010, was presented for and by me, admitted to record in my office upon the
 above certificate as to the parties therein named this 13th day of August, 2010, at 1:30 o'clock P.M.

TESTE: Jan Pest Clerk.